IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

Crl. Misc. No.68151-M of 2006

DATE OF DECISION:18.12.2006

Rajinder Kumar .....Petitioner

Versus

State of Punjab & Anr. .....Respondents

CORAM:- HON'BLE MR. JUSTICE SATISH KUMAR MITTAL

Present:- Shri DR Singla, Advocate
for the petitioner.

Shri N.S. Gill, AAG, Punjab.

None for the complainant.

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Petitioner Rajinder Kumar apprehending his arrest in pursuance of the non-bailable warrant in complainant No. 337-1 dated 9.9.2002 under Section 138 of the Negotiable Instruments Act and Section 420 IPC, filed by the respondent in the Court of Judicial Magistrate Ist, Class, Moga, has filed this petition under Section 438 Cr.P.C. for anticipatory bail.

Counsel for the petitioner has placed on record copy of the order dated 11.11.2006 passed by Judicial Magistrate Ist Class, Moga, vide which, the complaint filed by the complainant is permitted to be withdrawn on the statement made by him. Counsel contends that since the complainant has withdrawn his complaint, therefore, this petition has become infructuous and may be dismissed as such.

Ordered accordingly.

December 18, 2006 **(SATISH KUMAR MITTAL)**
pooja **JUDGE**